IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

AIP ACQUISITION LLC,

Plaintiff,

C.A. No. 12-00615 (RGA)(CJB)

v.

EQUINIX, INC.,

Defendant.

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

In accordance with Federal Rule of Civil Procedure 41(a), the parties hereby stipulate to dismiss the Complaint for Patent Infringement and Demand for Jury Trial and any other claims, counterclaims and affirmative defenses that could have been asserted in this action with prejudice, and move the Court accordingly.

Each party is to bear its own costs and attorneys' fees.

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SO ORDERED this (), day of October, 2012.

UNITED STATES MAGISTRATE JUDGE